

Resolution No.: 17-876
Introduced: September 24, 2013
Adopted: September 24, 2013

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Council President at the request of the County Executive

SUBJECT: Amendment to the FY13-18 Capital Improvements Program and Supplemental Appropriation #3-S14-CMCG-3 to the FY14 Capital Budget Montgomery County Government Department of Recreation Cost Sharing (No. 720601), \$889,000

Amendment to FY14 Operating Budget
Resolution 17-762, Section G, FY14 Designation of Entities for Non-Competitive Contract Award Status

Background

1. Section 307 of the Montgomery County Charter provides that any supplemental appropriation shall be recommended by the County Executive who shall specify the source of funds to finance it. The Council shall hold a public hearing on each proposed supplemental appropriation after at least one week's notice. A supplemental appropriation that would comply with, avail the County of, or put into effect a grant or a Federal, State or County law or regulation, or one that is approved after January 1 of any fiscal year, requires an affirmative vote of five Councilmembers. A supplemental appropriation for any other purpose that is approved before January 1 of any fiscal year requires an affirmative vote of six Councilmembers. The Council may, in a single action, approve more than one supplemental appropriation. The Executive may disapprove or reduce a supplemental appropriation, and the Council may reapprove the appropriation, as if it were an item in the annual budget.
2. Section 302 of the Montgomery County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of no fewer than six members of the Council.
3. The County Executive recommends the following capital project appropriation increases:

Project Name	Project Number	Cost Element	Amount	Source of Funds
Cost Sharing	720601	Other	\$889,000	Current Revenue: General

This increase is needed to fund grant awards for facility construction or improvements of arts and humanities facilities as recommended by the independent review panel that was convened to review and recommend requests to the Board of the AHCMC. For FY14, these recommendations are: Friends of the Library, Montgomery County, Inc.: \$25,100; Imagination Stage, Inc.: \$190,000; The Washington Conservatory of Music, Inc.: \$26,875; The Strathmore Hall Foundation, Inc.: \$26,000; The Puppet Company: \$25,000; The Writer's Center, Inc.: \$250,000; Glen Echo Park Partnership for Arts and Culture, Inc.: \$45,000; American Dance Institute, Inc.: \$34,889; Olney Theatre Corporation: \$25,000; Montgomery Community Television, Inc.: \$62,469; The Dance Exchange Inc.: \$77,500; and Metropolitan Ballet Theatre, Inc.: \$100,850.

The recommended amendment is consistent with the criteria for amending the CIP because the project leverages significant non-County funding.

4. The County Executive recommends an amendment to the FY13-18 Capital Improvements Program and a supplemental appropriation in the amount of \$889,000 for Cost Sharing (No. 720601), and specifies that the source of funds will be Current Revenue: General.
5. Notice of public hearing was given and a public hearing was held.
6. Section 11B-14(a)(4) of the Montgomery County Code states that "a contract may be awarded without competition if the Chief Administrative Officer makes a written determination that the contract award serves a public purpose and a proposed contractor has been identified in a grant or appropriation resolution approved by the Council." The result of this action is to amend the FY14 Designation of Entities for Non-Competitive Contract Award status resolution to include the entities listed in Section 8.
7. The Chief Administrative Officer has determined that funding for contracts with these entities serves a public purpose and that such an expense would be in the public interest.
8. The Department of Recreation will fund the contracts from the capital project appropriation increase for the following entities totaling \$888,683: : Friends of the Library, Montgomery County, Inc.; Imagination Stage, Inc.; The Washington Conservatory of Music, Inc.; The Strathmore Hall Foundation, Inc.; The Puppet Company; The Writer's Center, Inc.; Glen Echo Park Partnership for Arts and Culture, Inc.; American Dance Institute, Inc.; Olney Theatre Corporation; Montgomery Community Television, Inc.; The Dance Exchange Inc.; and Metropolitan Ballet Theatre, Inc.

Action

The County Council for Montgomery County, Maryland, approves the following actions:

The FY13-18 Capital Improvements Program of the Montgomery County Government is amended as reflected on the attached project description form and a supplemental appropriation is approved as follows:

<u>Project</u> <u>Name</u>	<u>Project</u> <u>Number</u>	<u>Cost</u> <u>Element</u>	<u>Amount</u>	<u>Source</u> <u>of Funds</u>
Cost Sharing	720601	Other	\$889,000	Current Revenue: General

The FY13-18 Capital Improvements Program of the Montgomery County Government is amended to program the remaining \$111,000 in FY15 from the original \$1,000,000 programmed in FY14.

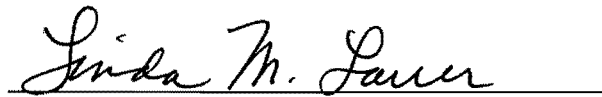
The Council approves amendments to the Designation of Entities for Non-Competitive Contract Award listed below and thereby amends Resolution 17-762, Section G, FY14 Designation of Entities for Non-Competitive Contract Award. The Chief Administrative Officer has recommended this action and stated that contracts with the vendors listed in the chart below serves a public purpose and is in the public interest.

The FY14 Designation of Entities for Non-Competitive Contract Award Status resolution is amended to provide for the following contracts:

American Dance Institute, Inc.	\$34,889	Replace stage lighting
Imagination Stage, Inc.	\$190,000	Repair overall HVAC system
The Writers Center, Inc.	\$250,000	Urgent health and safety concerns including ADA Compliance
The Puppet Co.	\$25,000	Upgrade sound and lighting systems Replacement and upgrade of carpeting
Metropolitan Ballet Theatre, Inc.	\$100,850	Build-out of new space
The Dance Exchange, Inc.	\$77,500	Facility improvements
Friends of the Library, Montgomery County, Inc.	\$25,100	Facility improvements at used bookstore
The Washington Conservatory of Music, Inc.	\$26,875	Finish the build-out of the WCM Glen Echo Park site

The Strathmore Hall Foundation, Inc.	\$26,000	Upgrade and enhance the functionality of one education classroom
Glen Echo Park Partnership for Arts and Culture, Inc.	\$45,000	Improvements to Glen Echo Park's Hall of Mirrors
Montgomery Community Television, Inc.	\$62,469	Renovation into a digital learning and resource center
Olney Theatre Corporation	\$25,000	Facilities improvements

This is a correct copy of Council action.



Linda M. Lauer, Clerk of the Council

Cost Sharing: MCG (P720601)

Category Culture and Recreation
 Sub Category Recreation
 Administering Agency General Services (AAGE29)
 Planning Area Countywide

Date Last Modified 5/3/13
 Required Adequate Public Facility No
 Relocation Impact None
 Status Ongoing

	Total	Thru FY11	Rem FY12	Total 6 Years	FY 13	FY 14	FY 15	FY 16	FY 17	FY 18	Beyond 6 Yrs
EXPENDITURE SCHEDULE (\$000s)											
Planning, Design and Supervision	3,634	3,634	0	0	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	9	9	0	0	0	0	0	0	0	0	0
Construction	7,230	7,230	0	0	0	0	0	0	0	0	0
Other	10,936	3,904	912	6,120	555	1,454	1,111	1,000	1,000	1,000	0
Total	21,809	14,777	912	6,120	555	1,454	1,111	1,000	1,000	1,000	0
FUNDING SCHEDULE (\$000s)											
Contributions	300	0	150	0	0	0	0	0	0	0	0
Current Revenue: General	16,731	5,028	0	6,120	555	1,454	1,111	1,000	1,000	1,000	0
Land Sale	5,322	2,661	0	0	0	0	0	0	0	0	0
Long-Term Financing	7,700	3,850	0	0	0	0	0	0	0	0	0
State Aid	0,000	3,238	762	0	0	0	0	0	0	0	0
Total	38,053	14,777	912	6,120	555	1,454	1,111	1,000	1,000	1,000	0

APPROPRIATION AND EXPENDITURE DATA (\$000s)

Appropriation Request	FY 14	565
Supplemental Appropriation Request		889.0
Transfer		0
Cumulative Appropriation		16,244
Expenditure / Encumbrances		15,302
Unencumbered Balance		-15,302

Date First Appropriation	FY 06
First Cost Estimate	
Current Scope	FY 14
Last FY's Cost Estimate	16,244

Description

This project provides funds for the development of non-government projects in conjunction with public agencies or the private sector. County participation leverages private and other public funds for these facilities. Prior to disbursing funds, the relevant County department or agency and the private organization will develop a Memorandum of Understanding, which specifies the requirements and responsibilities of each.

Cost Change

\$5 million increase (\$1 million per year) to leverage private funding for Capital Improvement Grants for Arts and Humanities. The Arts and Culture Industry, through its organizations, generate \$151 million in annual economic activity in Montgomery County supporting 2,955 full-time equivalent jobs and generating \$10.2 million in state and local government revenue. They support restaurants, hotels and other businesses by spending over \$74 million in these businesses. Priority for these Capital Improvement Grants for Arts and Humanities will be given to projects that leverage non-County funding. Cost increase is also due to the County's participation in Easter Seals Greater Washington-Baltimore Region, Jewish Foundation for Group Homes, Inc., Muslim Community Center, Potomac Community Resources, Inc., Sandy Spring Museum, St. Luke's House and Threshold Services United, and Takoma Park Presbyterian Church.

Justification

The County has entered into or considered many public-private partnerships, which contribute to the excellence and diversity of facilities serving County residents

Other

For FY14, County participation is anticipated for the following projects: Easter Seals Greater Washington-Baltimore Region: \$100,000; Jewish Foundation for Group Homes, Inc.: \$125,000; Muslim Community Center: \$100,000; Potomac Community Resources, Inc.: \$50,000; Sandy Spring Museum: \$65,000; St. Luke's House and Threshold Services United: \$50,000; and Takoma Park Presbyterian Church: \$75,000. Prior to disbursement of funds, Takoma Park Presbyterian Church must provide a final Business Plan to the Executive and Council that includes the proposed fee schedule and letters of interest from potential entrepreneurs with expected revenues from each user. The Church must agree to use the facility for the expressed purposes for a period of ten years from the time the facility is complete or repay the pro rata portion of County funds. See the following page for a list of prior grantees.

Fiscal Note

Cost Sharing: MCG (P720601)

~~The Council will consider appropriating Capital Improvement Grants for Arts and Humanities up to \$1 million as an FY14 Supplemental Appropriation once the list of grantees has been recommended by the County Executive.~~
The State approved \$4,000,000 in State Aid for the Fillmore venue in Silver Spring. The County's required match was \$4,000,000 and \$6,511,000 was programmed. The Venue Operator agreed to purchase certain furniture, fixtures, and equipment for the project; \$150,000 of which would be used as the required County match. An agreement between the development partners and the County was executed. The Fillmore is now operational.

Disclosures

A pedestrian impact analysis will be performed during design or is in progress.

The Executive asserts that this project conforms to the requirements of relevant local plans, as required by the Maryland Economic Growth, Resource Protection and Planning Act.

Coordination

Private organizations, State of Maryland, Municipalities, Montgomery County Public Schools, Community Use of Public Facilities, Department of General Services, Department of Economic Development

The County Executive recommends appropriating Capital Improvement Grants for Arts and Humanities of \$889,000 through an FY14 Supplemental Appropriation based on a list of grantees recommended by a review group convened by the Arts and Humanities Council of Montgomery County. The remaining \$111,000 from the original \$1 million programmed in FY14 Capital Improvement Grants has been programmed in FY15, consistent with the recommendation made by the Arts and Humanities Council.

PRIOR YEAR COST SHARING GRANTS

Grants: For FY13, County participation was for the following projects: ArtPreneurs, Inc.: \$80,000; Muslim Community Center, Inc.: \$120,000; Muslim Community Center, Inc.: \$175,000; Potomac Community Resources, Inc.: \$50,000; Sheppard Pratt Health System, Inc.: \$50,000; and The Menare Foundation, Inc.: \$80,000.

For FY12, County participation was for the following projects: Catholic Charities of the Archdiocese of Washington, Inc.: \$125,000; CHI Centers Inc.: \$200,000; and Ivymount School, Inc.: \$100,000.

For FY11, County participation was for the following projects: Girl Scout Council of the Nation's Capital: \$100,000; Jewish Foundation for Group Homes, Inc.: \$50,000; and Ivymount School, Inc.: \$100,000.

For FY10, County participation was for the following project: Aunt Hattie's Place, Inc.: \$100,000. Disbursement of FY09 and FY10 County funds is conditioned on the owner of the property giving the County an appropriate covenant restricting the use of the leased property to a foster home for boys for a period of ten years from the time the facility commences to operate as a foster home. Boys and Girls Club of Greater Washington: \$38,000; CASA de Maryland, Inc.: \$100,000; Jewish Council for the Aging of Greater Washington, Inc.: \$50,000; and Warren Historic Site Committee, Inc.: \$150,000.

For FY09, County participation was for the following projects: Aunt Hattie's Place, Inc.: \$250,000; Boys and Girls Club of Greater Washington: \$250,000; CASA de Maryland, Inc.: \$150,000; CHI Centers: \$50,000; and Institute for Family Development Inc., doing business as Centro Familia: \$75,000 (The organization had to demonstrate to the County's satisfaction that it had commitments for the entire funding needed to construct the project before the \$75,000 in County funds could be spent.); Jewish Council for the Aging of Greater Washington, Inc.: \$250,000; Montgomery General Hospital: \$500,000; Nonprofit Village, Inc.: \$200,000; and YMCA of Metropolitan Washington and Youth and Family Services Branch: \$200,000.

RECOMMENDED FY14 CAPITAL IMPROVEMENT GRANTS FOR THE ARTS AND HUMANITIES

For FY14, County participation is recommended for the following Arts and Humanities facilities projects: Friends of the Library, Montgomery County, Inc.: \$25,100; Imagination Stage, Inc.: \$190,000; The Washington Conservatory of Music Inc.: \$26,875; The Strathmore Hall Foundation, Inc.: \$26,000; The Puppet Co.: \$25,000; The Writer's Center, Inc.: \$250,000; Glen Echo Park Partnership for Arts and Culture, Inc.: \$45,000; American Dance Institute, Inc.: \$34,889; Olney Theatre Corporation: \$25,000; Montgomery Community Television, Inc.: \$62,469; The Dance Exchange, Inc.: \$77,500; and Metropolitan Ballet Theatre, Inc.: \$100,850. Disbursement of Metropolitan Ballet Theatre, Inc. funds will be contingent on the County receiving a signed lease for their new space.